DRINKER BIDDLE &
REATH LLP
ATTORNEYS AT LAW
SAN FRANCISCO

26

27

28

REQUEST FOR SUBSTITUTION OF COUNSEL; [PROPOSED] ORDER SF01/641243.1

Casse 3::08-cv-04706-BZ Document 36 Filed 06/22/09 Page 220145

	1	DESIGN WITHIN REACH, INC. ("DWR") desires to substitute Drinker Biddle & Reath			
	2	LLP ("Drinker") as their counsel of record in place of Latham & Watkins LLP ("Latham").			
	3	S. Fey Epling, an attorney with Drinker, has agreed to represent DWR in this matter. Ms. Epling			
	4	is an attorney licensed to practice before this Court, whose business address is:			
	5	Drinker Biddle & Reath LLP			
	6	50 Fremont Street, 20 th Floor San Francisco, CA 94105 Telephone: (415) 591-7500			
	7				
	8	Facsimile: (415) 591-7510 and			
	9	Latham consents to this substitution			
	10	THEREFORE, DWR respectfully requests that this Court enter an Order substituting			
	11	Drinker as DWR's counsel of record in place of Latham the above-captioned matter.			
	12	Dated: June 22, 2009	Drinker Biddle & Reath LLP		
	13	Dated. Saile Ma, 2009	DIGINAL DIDDLE & NEATH BEI		
	14		Dry /a/ C. Fox Enline		
	15	•	By: /s/ S. Fey Epling S. Fey Epling		
•	16	Dated: June, 2009	LATHAM & WATKINS LLP		
	17				
			By:		
	18		Kenneth M. Fitzgerald Christopher Aaron Rheinheimer		
	19		Attorneys for Defendant and Counterclaimant		
	20		DESIGN WITHIN REACH, INC.		
	21	Dated: June, 2009	DESIGN WITHIN REACH, INC.		
	22				
	23		By:		
	24				
:	25				
	26				
	27	•			
,	28				
DRINKER BIDDLE REATH LLP ATTORNEYS AT LAY SAN FRANCISCO		REQUEST FOR SUBSTITUTION OF COUNSEL; [PROPOSED] ORDER	- 2 - Case No. 3:08-CV-04706-BZ		

1	DESIGN WITHIN REACH, INC. ("DWR") desires to substitute Drinker Biddle & Reath			
2	LLP ("Drinker") as their counsel of record in place of Latham & Watkins LLP ("Latham").			
3	S. Fey Epling, an attorney with Drinker, has agreed to represent DWR in this matter. Ms. Epling			
4.	is an attorney licensed to practice before this Court, whose business address is:			
5	Drinker Biddle & Reath LLP			
6	50 Fremont Street, 20 th Floor San Francisco, CA 94105			
7	Telephone: (415) 591-7500			
8	Facsimile: (415) 591-7510 and Latham consents to this substitution			
9				
10	THEREFORE, DWR respectfully requests that this Court enter an Order substituting Drinker as DWR's counsel of record in place of Latham the above-captioned matter.			
11				
12	Dated: June, 2009	Drinker Biddle & Reath LLP		
13				
14		Ву:		
15		S. Fey Epling		
16	Dated: June <u>22</u> , 2009	LATHAM & WATKINS LLP		
17		Mar CAHA		
18		By: / COC COCO Kenneth M. Fitzgerald		
19		Christopher Aaron Rheinheimer		
20		Attorneys for Defendant and Counterclaimant DESIGN WITHIN REACH, INC.		
21	Dated: June, 2009	DESIGN WITHIN REACH, INC.		
22				
23		By:		
24				
25				
26				
27		•		
28				
. Št	REQUEST FOR SUBSTITUTION OF COUNSEL; [PROPOSED] ORDER	2 - CASE NO. 3:08-CV-04706-BZ		

DRINKER BIDDLE OR REATH LLP ATTORNEYS AT LAW SAN FRANCISCO

Page 03/04 06/12/2008 06:30pm DESIGN WITHIN REACH, INC. ("DWR") desires to substitute Drinker Biddle & Reath 1 LLP ("Drinker") as their counsel of record in place of Batham & Watkins LLP ("Latham"). 2 S. Fey Epling, an attorney with Drinker, has agreed to represent DWR in this matter. Ms. Epling 3 is an attorney licensed to practice before this Court, whose business address is: 4 Drinker Biddle & Reath LLP 5 50 Fremont Street, 20th Floor 6 San Francisco, CA 94105 Telephone: (415) 591-7500 7 Facsimile: (415) 591-7510 and 8 Latham consents to this substitution. THEREFORE, DWR respectfully requests that this Court enter an Order substituting 9 Drinker as DWR's counsel of record in place of Latham the above-captioned matter. 10 11 DROKER BIDDLE & REATH LLP 2009 Dated: June 12 13 By: 14 Fey Epling 15 LATHAM & WATKINS LLP 2009 Dated: June __ 16 17 By: Kenneth M. Fitzgerald 18 Christopher Aaron Rheinheimer Atthrneys for Defendant and Counterclaimant 19 DESIGN WITHIN REACH, INC. 20 SIGN WITHIN REACH, INC. Dated: June 22, 2009 21 22 23 24 25 26 27 28 REQUEST FOR SUBSTITUTION OF COUNSEL; CASE No. 3:08-CV-04706-BZ

Filed 06/22/09

Date: 6/22/2009 2:18:26 PM

DRINKER BIDDLE &

REATH LLP

WASTON STRENGTZA

[PROPOSED] ORDER

Page: 3/4

-2-

Lious: Design within Reach

Case 33 0328 et av 0047 0066 BEZZ | Dooccum eent 8681 | FHele door 22 22 0099 | Pragge 5 of 5

ORDER Pursuant to Defendant and Counterclaimant's request for substitution of attorneys and good cause appearing therefor, it is hereby ordered that Drinker Biddle & Reath LLP be substituted as counsel of record for Defendant and Counterclaimant in place of Latham & Watkins LLP. S. Fey Epling shall serve as lead counsel for Defendant and Counterclaimant in this action, and Kenneth M. Fitzgerald and Christopher Aaron Rheinheimer shall be removed. IT IS SO ORDERED. June 24, 2009 Dated: United States Magistrate Judge

DRINKER BIDDLE &
REATH LLP
ATTORNEYS AT LAW
SAN FRANCISCO